

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

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Washington, Saturday, August 7, 1948

TITLE 3—THE PRESIDENT

PROCLAMATION 2801

AMENDMENTS OF REGULATIONS RELATING TO MIGRATORY BIRDS AND GAME MAMMALS

BY THE PRESIDENT OF THE UNITED STATES

OF AMERICA

A PROCLAMATION

Correction

In Federal Register Document No. 48-6972 appearing at page 4411 of the issue for Saturday, July 31, 1948, the following changes should be made:

1. The superior number "4" should be inserted in table (b), appearing on page 4414, in the column designated "Mourning or turtle dove" in the line opposite the word "Kentucky" following the date "Sept. 1-Oct. 30".

2. In table (c), on page 4414, the following insertions should be made in footnotes 4 and 8 immediately after the semicolons and before the words "no open season in rest of State" so as to establish the bag and possession limits. These insertions should read in each case "daily limit 10, possession limit 10;"

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine, Department of Agriculture

[B. E. P. Q. 568, Supp. 2]

PART 301—DOMESTIC QUARANTINE NOTICES

MEXICAN FRUITFLY QUARANTINE; ADMINIS- TRATIVE INSTRUCTIONS; FURTHER EXTEN- SION OF HARVESTING SEASON

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by § 301.64-5 (a) of the regulations supplemental to the Mexican fruitfly quarantine (7 CFR 1945 Supp. §§ 301.64-1 through 301.64-7), the following administrative instructions are hereby adopted:

§ 301.64-5e *Administrative instructions; extending throughout the year 1948 the harvesting season under requirements of the Mexican fruitfly regulations.* The present harvesting season for grapefruit, sweet limes, and "sour" and "bittersweet" oranges in the regu-

lated area is hereby extended from midnight July 31, 1948 throughout the remainder of the year 1948. (Sec. 8, 37 Stat. 318, as amended; 7 U. S. C. 161)

The purpose of this action is to extend the harvesting period for these fruits beyond that provided for in administrative instructions effective July 17, 1948 (B. E. P. Q. 568, Supplement 1), 13 F. R. 4008, which extended the harvesting season from midnight July 17, 1948, until midnight July 31, 1948.

This further extension, which will bring the shipping season for grapefruit, sweet limes, "sour" and "bittersweet" oranges in line with that for sweet oranges and other regulated citrus fruits, is needed because the available labor supply and conditions in the groves have delayed harvesting of the crop. The pest risk involved will not be increased since sterilization of the 1947-48 crop of grapefruit will be required throughout the shipping season. Trapping and grove inspection will be conducted during the summer and fall to ascertain if infestations exist within the groves or if the maturing 1948-49 crop is exposed to infestations, and marketing of the new crop in the fall of 1948 will be subject to such safeguards as are deemed necessary.

It is necessary that these administrative instructions, which relieve restrictions, become effective at once in order to permit the growers to plan their harvesting activities accordingly. For the reasons stated, it is found upon good cause, pursuant to provisions of section 4 of the Administrative Procedure Act (60 Stat. 238), that notice and public procedure on these administrative instructions are unnecessary, impractical, and contrary to the public interest and good cause is found for making them effective less than 30 days after publication in the FEDERAL REGISTER.

This action in extending the shipping season is taken in concurrence with the appropriate regulatory officials of the State of Texas.

Done at Washington, D. C., this 30th day of July 1948.

[SEAL] P. N. ANNAND,
Chief, Bureau of Entomology
and Plant Quarantine.

[F. R. Doc. 48-7152; Filed, Aug. 6, 1948;
8:52 a. m.]

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FEDERAL REGISTER

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PART 936—FRESH BARTLETT PEARS, PLUMS, AND ELBERTA PEACHES GROWN IN CALIFORNIA

ORDER TERMINATING PLUM ORDERS 1 THROUGH 17

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 36, as amended (7 CFR, Cum. Supp., 936.1 et seq.), regulating the handling of fresh Bartlett pears, plums, and Elberta peaches grown in the State of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of available information, it is hereby found that the limitation of shipments of plums in accordance with the provisions of the plum orders herein-after specified will, after the effective time, hereof, no longer tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice and engage in public rule-making procedure (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that the time intervening between the date when information upon which this order is based became available and the time when this termination order must become effective is insufficient and this order relieves restrictions on the handling of plums grown in the State of California.

(b) *Order.* The provisions of the following plum orders in this part, appearing in the sections hereinafter specified, shall be terminated at 12:01 a. m. California d. s. t., August 8, 1948:

- Plum Order 1, as amended (§ 936.327, 13 F. R. 2981, 3717);
- Plum Order 2, as amended (§ 936.328; 13 F. R. 2983, 3717);
- Plum Order 3, as amended (§ 936.329; 13 F. R. 3011, 3717);
- Plum Order 4, as amended (§ 936.330; 13 F. R. 3012, 3717);
- Plum Order 5 (§ 936.331; 13 F. R. 3335);
- Plum Order 6 (§ 936.332; 13 F. R. 3336);
- Plum Order 7 (§ 936.333; 13 F. R. 3337);
- Plum Order 8 (§ 936.334; 13 F. R. 3337);
- Plum Order 9 (§ 936.335; 13 F. R. 3338);
- Plum Order 10 (§ 936.336; 13 F. R. 3353);
- Plum Order 11 (§ 936.337; 13 F. R. 3355);
- Plum Order 12 (§ 936.339; 13 F. R. 3759);
- Plum Order 13 (§ 936.340; 13 F. R. 3760);

Plum Order 14 (§ 936.341; 13 F. R. 3761);

Plum Order 15 as amended (§ 936.342; 13 F. R. 3838, 4147);

Plum Order 16 (§ 936.343; 13 F. R. 3839); and

Plum Order 17 (§ 936.344; 13 F. R. 3839).

Nothing contained herein shall be construed (1) as effecting or waiving any right, duty, obligation, or liability which has arisen, or which, prior to the effective time of the provisions hereof, may arise in connection with any provision of any of the said plum orders hereby terminated; or (2) as releasing or extinguishing any violation of any provision of any of the said plum orders hereby terminated which has occurred, or which, prior to the effective time of the provisions hereof, may occur.

(48 Stat. 31, as amended; 7 U. S. C. 601 et seq.; 7 CFR, Cum. Supp., 936.1 et seq.)

Done at Washington, D. C., this 5th day of August 1948.

[SEAL]

S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Mar-
keting Administration.

[F. R. Doc. 48-7208; Filed, Aug. 6, 1948; 9:37 a. m.]

[Lemon Reg. 286]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.393. *Lemon Regulation 286—(a) Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR, Cum. Supp., 953.1 et seq.; 13 F. R. 766), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the

State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 8, 1948, and ending at 12:01 a. m., P. s. t., August 15, 1948, is hereby fixed as follows:

(i) District 1: 400 carloads

(ii) District 2: Unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said amended marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached to Lemon Regulation 285 (13 F. R. 4416) and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," "prorate base," "District 1," and "District 2" shall have the same meaning as is given to each such term in the said amended marketing agreement and order. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 5th day of August 1948.

[SEAL]

S. R. SMITH,
Director, Fruit and Vegetable
Branch Production and Mar-
keting Administration.

[F. R. Doc. 48-7207; Filed, Aug. 6, 1948; 9:37 a. m.]

[Orange Reg. 242]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.388 *Orange Regulation 242—(a) Findings.* (1) Pursuant to the provisions of Order No. 66 (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California or in the State of Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the preliminary notice and public rule-making procedure requirements and the 30-day effective date requirement of the Administrative Procedure Act (60 Stat. 237; 5 U. S. C. 1001 et seq.) is impracticable, unnecessary, and contrary to the public interest in that the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance, and a reasonable time is permitted, under the circumstances, for preparation for such effective date.

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., P. s. t., August 8, 1948, and

RULES AND REGULATIONS

ending at 12:01 a. m., P. s. t., August 15, 1948, is hereby fixed as follows:

(i) Valencia oranges. (a) Prorate District No. 1: Unlimited movement;

(b) Prorate District No. 2: 1450 carloads;

(c) Prorate District No. 3: Unlimited movement.

(ii) Oranges other than Valencia oranges. (a) Prorate District No. 1: No movement;

(b) Prorate District No. 2: No movement;

(c) Prorate District No. 3: No movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference.

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 (11 F. R. 10258) of the rules and regulations contained in this part. (48 Stat. 31, as amended; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 6th day of August 1948.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 a. m. August 8, 1948, to 12:01 a. m. August 15, 1948]

VALENCIA ORANGES

Prorate District No. 2

Handler	Prorate base (percent)
Total	100.0000
A. F. G. Alta Loma	.0867
A. F. G. Corona	.1567
A. F. G. Fullerton	.6292
A. F. G. Orange	.4383
A. F. G. Riverside	.1140
A. F. G. San Juan Capistrano	.9541
A. F. G. Santa Paula	.7111
Hazeltine Packing Co.	.4288
Placentia Pioneer Valencia Growers Association	.6407
Signal Fruit Association	.1381
Azusa Citrus Association	.3996
Covina Valley Orange Co.	.0804
Damarel-Allison Co.	.8624
Glendora Mutual Orange Association	.3988
Irwindale Citrus Association	.4001
Puente Mutual Citrus Association	.2168
Valencia Heights Orchard Association	.4883
Covina Citrus Association	1.0419
Covina Orange Growers Association	.5950
Glendora Citrus Association	.3828
Glendora Heights Orange and Lemon Growers Association	.0595
Gold Buckle Association	.4976
La Verne Orange Association	.6883
Anaheim Citrus Fruit Association	1.2371
Anaheim Valencia Orange Association	.9148
Eadington Fruit Co., Inc.	2.6471
Fullerton Mutual Orange Association	1.1416
La Habra Citrus Association	1.1231

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Orange County Valencia Association	0.7795
Orangethorpe Citrus Association	.7628
Placentia Cooperative Orange Association	.6608
Yorba Linda Citrus Association	.6612
Citrus Fruit Growers	.1387
Cucamonga Citrus Fruit Association	.2137
Etiwanda Citrus Fruit Association	.0380
Mountain View Fruit Association	.0192
Old Baldy Citrus Association	.1343
Rialto Heights Orange Growers	.0601
Upland Citrus Association	.4003
Upland Heights Orange Association	.1624
Consolidated Orange Growers	1.9456
Frances Citrus Association	1.2708
Garden Grove Citrus Association	1.4030
Goldenwest Citrus Association	1.5665
The Irvine Valencia Growers	3.0213
Olive Heights Citrus Association	1.6504
Santa Ana-Tustin Mutual Citrus Association	1.0766
Santiago Orange Growers Association	4.2938
Tustin Hills Citrus Association	2.2678
Villa Park Orchards Association	1.6353
The Bradford Bros., Inc.	.4978
Placentia Mutual Orange Association	2.2788
Placentia Orange Growers Association	2.0909
Yorba Orange Growers Association	.6275
Call Ranch	.0759
Corona Citrus Association	.4497
Jameson Co.	.0492
Orange Heights Orange Association	.3927
Crafton Orange Growers Association	.4267
E. Highlands Citrus Association	.0823
Fontana Citrus Association	.1213
Highland Fruit Growers Association	.0482
Redlands Heights Groves	.3199
Redlands Orangedale Association	.3405
Break & Sons, Allen	.0644
Bryn Mawr Fruit Growers Association	.2362
Krindard Packing Co.	.3045
Mission Citrus Association	.1453
Redlands Cooperative Fruit Association	.3743
Redlands Orange Growers Association	.2588
Redlands Select Groves	.3134
Rialto Citrus Association	.1934
Rialto Orange Co.	.1612
Southern Citrus Association	.1448
United Citrus Growers	.1591
Zilen Citrus Co.	.0639
Arlington Heights Citrus Co.	.1013
Brown Estate, L. V. W.	.1431
Gavilan Citrus Association	.1621
Hemet Mutual Groves	.0000
Highgrove Fruit Association	.0622
McDermott Fruit Co.	.1916
Monte Vista Citrus Association	.1954
National Orange Co.	.0364
Riverside Heights Orange Growers Association	.0635
Sierra Vista Packing Association	.0614
Victoria Avenue Citrus Association	.1468
Claremont Citrus Association	.1841
College Heights Orange and Lemon Association	.2865
El Camino Citrus Association	.0699
Indian Hill Citrus Association	.2045
Pomona Fruit Growers Exchange	.4189
Walnut Fruit Growers Association	.5735
West Ontario Citrus Association	.3944
El Cajon Valley Citrus Association	.2845
Escondido Orange Association	2.5485
San Dimas Orange Growers Association	.5065

PRORATE BASE SCHEDULE—Continued

VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Andrews Bros. of California	0.3568
Ball & Tweedy Association	.5482
Canoga Citrus Association	.8385
N. Whittier Heights Citrus Association	.9863
San Fernando Fruit Growers Association	.6423
San Fernando Heights Orange Association	1.0406
Sierra Madre-Lamanda Citrus Association	.4987
Camarillo Citrus Association	1.5993
Fillmore Citrus Association	3.4081
Mupu Citrus Association	3.1939
Ojai Orange Association	1.0758
Piru Citrus Association	1.8247
Santa Paula Orange Association	1.2142
Tapo Citrus Association	1.2656
Ventura County Citrus Association	.0355
Limoneira Co.	.7221
East Whittier Citrus Association	.3985
El Ranchito Citrus Association	.9889
Murphy Ranch Co.	.4597
Rivera Citrus Association	.4166
Whittier Citrus Association	.7055
Whittier Select Citrus Association	.4084
Anaheim Coop. Orange Association	1.1383
Bryn Mawr Mutual Orange Association	.0891
Chula Vista Mutual Lemon Association	.1372
Escondido Coop. Citrus Association	.4219
Euclid Avenue Orange Association	.5066
Foothill Citrus Union, Inc.	.0360
Fullerton Coop. Orange Association	.3920
Garden Grove Orange Coop., Inc.	.6905
Golden Orange Groves, Inc.	.3056
Highland Mutual Groves	.0131
Index Mutual Association	.2598
La Verne Coop. Citrus Association	1.3409
Mentone Heights Association	.0769
Olive Hillside Groves	.6524
Orange Cooperative Citrus Association	1.0121
Redlands Foothill Groves	.6357
Redlands Mutual Orange Association	.1370
Riverside Citrus Association	.0593
Ventura County Orange & Lemon Association	1.0025
Whittier Mutual Orange & Lemon Association	.1208
Babijuce Corp. of Calif.	.3637
Banks Fruit Co.	.1027
Banks, L. M.	.4663
Borden Fruit Co.	.9681
California Associated Growers	.1524
California Fruit Distributors	.0910
Cherokee Citrus Co., Inc.	.0923
Chess Co., Meyer W.	.2911
Escondido Avocado Growers	.0207
Evans Brothers Packing Co.	.3047
Furr, N. C.	.0188
Gold Banner Association	.2918
Granada Hills Packing Co.	.0403
Granada Packing House	1.4670
Hill, Fred A.	.0802
Inland Fruit Dealers, Inc.	.0536
Morris Brothers Fruit Co.	.0115
Orange Belt Fruit Distributors	1.7618
Panno Fruit Co., Carlo	.0403
Paramount Citrus Association, Inc.	.8033
Placentia Orchard Co.	.5005
San Antonio Orchard Co.	.3845
Snyder & Sons Co., W. A.	.4585
Stephens, T. F.	.2313
Torn Ranch	.0038
Wall, E. T.	.1217
Webb Packing Co.	.0383
Western Fruit Growers, Inc., Reds	.5931

[F. R. Doc. 48-7228; Filed, Aug. 6, 1948; 11:46 a. m.]

TITLE 10—ARMY**Chapter V—Military Reservations and National Cemeteries****PART 501—LIST OF EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS AFFECTING MILITARY RESERVATIONS****ALASKA; NEW MEXICO**

CROSS REFERENCE: For order revoking Public Land Order 68, as amended by Public Land Order 284, which withdrew public lands for the use of the War Department in Alaska, see Public Land Order 507 in the Appendix to Chapter I of Title 43, *infra*. For order withdrawing public lands for use of the Department of the Army for expansion of the water supply at Alamogordo Air Field, New Mexico, see Public Land Order 509, *infra*. Both orders affect the tabulation contained in § 501.1.

TITLE 15—COMMERCE**Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce****Office of International Trade**

[3d Gen. Rev. of Export Reg., Amdt. P. L. 3]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS**APPENDIX A—POSITIVE LIST OF COMMODITIES**

Section 399.1 *Appendix A—Positive List of Commodities* is amended by deleting therefrom the following commodity:

Dept. of Comm. Sched. B No.	Commodity
	Seeds, except oilseeds:
241910	Sugar beet seed.

This amendment shall become effective July 30, 1948.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; 60 Stat. 215; Pub. Laws 145, 188, 395, 80th Cong.; 61 Stat. 214, 321, 945; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: July 31, 1948.

THOMAS C. BLAISDELL, JR.,
Director,
Office of International Trade.

[F. R. Doc. 48-7149; Filed, Aug. 6, 1948;
8:50 a. m.]

**TITLE 43—PUBLIC LANDS:
INTERIOR****Chapter I—Bureau of Land Management, Department of the Interior**

[Circular 1681]

PART 115—REVESTED OREGON AND CALIFORNIA RAILROAD AND RECONVEYED COOS BAY WAGON ROAD GRANT LANDS IN OREGON**PART 185—GENERAL MINING REGULATIONS****MISCELLANEOUS AMENDMENTS**

The following amendments in Chapter I are made in order to show changes authorized under the act of April 8, 1948 (62 Stat. 162).

1. A new cross reference is added to Part 115, as follows:

CROSS REFERENCE: Mining locations on the revested and reconveyed lands: See §§ 185.37a to 185.37e, inclusive.

2. A new paragraph is added to footnote 22, § 185.1, as follows:

Revested Oregon and California Railroad and Reconveyed Coos Bay Wagon Road Grant Lands, located in Oregon, are subject to mining location in accordance with provisions of §§ 185.37a to 185.37e, inclusive.

3. The following center head and sections are added to Part 185:

MINERAL LOCATIONS IN REVESTED OREGON AND CALIFORNIA RAILROAD AND RECONVEYED COOS BAY WAGON ROAD GRANT LANDS

§ 185.37a *General provisions.* The act of April 8, 1948 (62 Stat. 162) reopens the revested Oregon and California Railroad and Reconveyed Coos Bay Wagon Road Grant Lands (hereinafter referred to in this section as the O. and C. lands) in Oregon, except powersites, to exploration, location, entry and disposition under the United States Mining Laws. The act also validates mineral claims, if otherwise valid, located on the O. and C. lands during the period from August 28, 1937, to April 8, 1948.

The procedure in the locating of mining claims, performance of annual labor and the prosecution of mineral patent proceedings in connection with O. and C. lands is the same as provided by the United States Mining Laws and the general regulations in Part 185, and is also subject to the additional conditions and requirements hereinafter set forth.

§ 185.37b *Requirements for filing notices of locations of claims; descriptions.* Where prior to April 8, 1948, a mining claim has been located upon O. and C. lands, the owner thereof must file for record, not later than October 5, 1948, in the District Land Office of the land district in which the claim is situated, a copy of the notice of location of the claim. With respect to all mining claims located on O. and C. lands on or after April 8, 1948, the owner thereof must file for record, within 60 days of the date of such mining location, in the appropriate District Land Office, a copy of the notice of location of the claim.

If the location affects surveyed lands and the copy of location notice does not describe those legal subdivisions, section, township and range partly or wholly covered by the mining claim, the copy must be accompanied by a statement of the owner of the claim describing the legal subdivisions affected.

If the location affects unsurveyed lands and the copy of location notice does not show the land described therein connected by course and distance to the nearest corner of the public land surveys and does not give the probable legal subdivisions affected if the lands were surveyed, the copy must be accompanied by a statement of the owner of the claim giving that information or satisfactory reasons for not doing so.

The name and address of each owner of the claim should be furnished with the other data required by this section.

§ 185.37c *Requirement for filing statements of assessment work.* The owner of any unpatented mining claim located

upon O. and C. lands must also file for record in the District Land Office in which the claim is situated, within 60 days after the expiration of any annual assessment year, a statement under oath, as to the assessment work done or improvements made during the previous assessment year, or, as to compliance in lieu thereof, with any applicable relief act.

§ 185.37d *Restriction on use of timber; application for such use.* The owner of any unpatented mining claim located upon O. and C. lands on or after August 28, 1937, shall not acquire title, possessory or otherwise, to the timber, now or hereafter growing upon such claim. Such timber may be managed and disposed of under existing law or as may be provided by subsequent law. The owner of such unpatented mining claim, until such time as the timber is otherwise disposed of by the United States, if he wishes to cut and use so much of the timber upon his claim as may be necessary in the development and operation of his mine, shall file a written application with the District Forester for permission to do so. The application shall set forth the estimated quantity and kind of timber desired and the use to which it will be put. The applicant shall not cut any of the timber prior to the approval of the application therefor.

§ 185.37e *Applications for final certificates and patents.* Applications for patents and final certificates in connection with mining claims located upon O. and C. lands on or after August 28, 1937 must be noted "Mining claims on O. and C. lands, under the act of April 8, 1948." All patents issued on such claims located on or after August 28, 1937, shall contain an appropriate reference to the act of April 8, 1948, and shall indicate that the patent is issued subject to the conditions and limitations of the act.

CROSS REFERENCE: Other regulations governing the revested and reconveyed lands: See Part 115.

(R. S. 453, 2478, Pub. Law 477, 80th Cong., 62 Stat. 162; 43 U. S. C. 2, 1201)

MARION CLAWSON,
Director.

Approved: July 27, 1948.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

[F. R. Doc. 48-7142; Filed, Aug. 6, 1948;
8:46 a. m.]

**PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS OR AFFECTING PUBLIC LANDS IN SUCH DISTRICTS
NEW MEXICO**

CROSS REFERENCE: For order affecting the tabulation contained in § 162.1, see Public Land Order 509 in the Appendix to this chapter, *infra*, which takes precedence over but does not modify the order of April 8, 1935, of the Secretary of the Interior establishing New Mexico Grazing District No. 4 with respect to designated lands withdrawn for the use of the Department of the Army for expansion of the water supply at Alamogordo Air Field, New Mexico.

Appendix—Public Land Orders

[Public Land Order 506]

UTAH

REVOKING EXECUTIVE ORDERS NO. 4846 OF MARCH 30, 1928 AND NO. 4920 OF JUNE 26, 1928

By virtue of the authority vested in the President by the act of June 25, 1910, 36 Stat. 847, as amended by the act of August 24, 1912, 37 Stat. 497 (43 U. S. C. 141-143) and otherwise, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Executive Orders Nos. 4846 and 4920 of March 30 and June 26, 1928, respectively, withdrawing the hereinafter-described public lands in Utah pending legislation and for use by the Department of Commerce in the maintenance of air-navigation facilities, are hereby revoked.

The jurisdiction granted by Executive Orders Nos. 4920 and 4846 shall cease upon the date of the signing of this order. Thereupon, the jurisdiction over and administration of the lands included in such orders shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on September 30, 1948. At that time the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from September 30, 1948, to December 30, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous non-preference-right filings.* For a period of 20 days from September 10, 1948, to September 29, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on September 30, 1948, shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on December 31, 1948, any of the lands remaining unappropriated shall become subject to

such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from December 11, 1948, to December 30, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on December 31, 1948, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Salt Lake City, Utah, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Salt Lake City, Utah.

The lands affected by this order are described as follows:

SALT LAKE MERIDIAN

T. 29 S., R. 11 W.,
Sec. 20, NE $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 30 S., R. 12 W.,
Sec. 1, SE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 22, NW $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 31 S., R. 12 W.,
Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 32 S., R. 12 W.,
Sec. 30, Lot 4.
T. 33 S., R. 12 W.,
Sec. 18, Lot 2.
T. 34 S., R. 12 W.,
Sec. 6, Lot 4;
Sec. 30, Lot 1.
T. 1 S., R. 19 W.,
Sec. 20, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
and N $\frac{1}{2}$ SE $\frac{1}{4}$.

The areas described aggregate 566.54 acres.

The lands in T. 1 S., R. 19 W., S. L. M., are withdrawn by Executive Order No. 8652 of January 28, 1941, for an aerial bombing range.

These tracts vary from rough and rocky to hilly and mountainous in character.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

JULY 29, 1948.

[F. R. Doc. 48-7137; Filed, Aug. 6, 1948;
8:46 a. m.]

[Public Land Order 507]

ALASKA

REVOKING PUBLIC LAND ORDER NO. 68 OF DECEMBER 8, 1942, AS AMENDED

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Public Land Order No. 68 of December 8, 1942, as amended by Public Land Order No. 284 of June 12, 1945, withdrawing public lands for the use of the War Department for military purposes, which was revoked in part by Public Land Order No. 405 of September 11, 1947, is hereby revoked as to the remaining lands, hereinafter described.

The jurisdiction over, and use of such lands granted to the War Department by Public Land Order No. 68 shall cease upon the date of the signing of this order. Thereupon, the jurisdiction over and administration of such lands shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record.

Any of the unsurveyed public lands shall at 10:00 a. m. on September 30, 1948, be opened to settlement under the homestead laws only, and to that form of appropriation only by qualified veterans of World War II for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283), as amended. Commencing at 10:00 a. m. on September 30, 1948, any of such lands not settled upon by veterans shall become subject to settlement and other forms of appropriation by the public generally in accordance with the appropriate laws and regulations.

At 10:00 a. m. on September 30, 1948, the surveyed lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from September 30, 1948 to December 30, 1948, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279-283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous non-preference-right filings.* For a period of 20 days from September 10, 1948 to September 29, 1948, inclusive, such veterans and persons claiming preference rights superior to those of such

veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on September 30, 1948 shall be treated as simultaneously filed.

(c) *Date for non-preference-right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on December 31, 1948 any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference-right filings.* Applications by the general public may be presented during the 20-day period from December 11, 1948 to December 30, 1948, inclusive, and all such applications, together with those presented at 10:00 a. m. on December 31, 1948 shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office, Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 65 and 66 of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the District Land Office, Anchorage, Alaska.

The lands affected by this order are the public lands in the following-described areas:

SEWARD MERIDIAN

T. 1 N., R. 1 W., partly unsurveyed,
Secs. 27 and 28;
Sec. 33, N $\frac{1}{2}$.

The areas described, including both public and nonpublic lands, aggregate 1,600 acres.

The lands are located approximately two miles north of the city of Seward, adjacent to Resurrection River, approximately two miles from the mouth. The area adjoining the river is level and supports little vegetation. The remaining land lies on the eastern slopes of Iron Mountain and is generally rough and broken.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

JULY 29, 1948.

[F. R. Doc. 48-7138; Filed, Aug. 6, 1948;
8:46 a. m.]

[Public Land Order 508]

CALIFORNIA

REVOKING IN PART EXECUTIVE ORDER CREATING PUBLIC WATER RESERVE NO. 22

By virtue of the authority contained in section 1 of the act of June 25, 1910 (36 Stat. 847, 43 U. S. C. 141), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

The Executive order of August 8, 1914, creating Public Water Reserve No. 22, is hereby revoked as to the following described land:

SAN BERNARDINO MERIDIAN

T. 1 N., R. 4 E., sec. 5, lots 1, 2, 3, and 4.

The area described contains 80.16 acres.

C. GIRARD DAVIDSON,
Assistant Secretary of the Interior.

JULY 30, 1948.

[F. R. Doc. 48-7139; Filed, Aug. 6, 1948;
8:46 a. m.]

[Public Land Order 509]

NEW MEXICO

WITHDRAWING PUBLIC LANDS FOR USE OF DEPARTMENT OF ARMY FOR EXPANSION OF WATER SUPPLY AT ALAMOGORDO AIR FIELD

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Army for the expansion of the water supply at the Alamo-gordo, New Mexico, Army Air Field:

NEW MEXICO PRINCIPAL MERIDIAN

T. 17 S., R. 10 E.,

Sec. 17, E $\frac{1}{2}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$;

Sec. 18, NE $\frac{1}{4}$ NE $\frac{1}{4}$;

Sec. 20, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$.

The areas described aggregate 840 acres.

This order shall take precedence over but not modify the order of April 8, 1935 of the Secretary of the Interior establishing New Mexico Grazing District No. 4, so far as such order affects the above-described lands.

The lands described herein may be used for grazing purposes as part of a grazing district under the provisions of the act of June 28, 1934, as amended (48 Stat. 1269, 43 U. S. C. 315) on such terms and for such periods as may be agreed upon by the Department of the Army and the Department of the Interior.

It is intended that the lands described herein shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

C. GIRARD DAVIDSON,
Acting Secretary of the Interior.

JULY 30, 1948.

[F. R. Doc. 48-7140; Filed, Aug. 6, 1948;
8:46 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 1—MIGRATORY BIRDS AND CERTAIN GAME MAMMALS

REVISION OF REGULATIONS

CROSS REFERENCE: For correction of § 1.4 of this part, which appears in Proc-lamation 2801, see correction of Proclamation 2801, *supra*.

PROPOSED RULE MAKING

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[43 CFR, Part 196]

PHOSPHATE LEASES AND USE PERMITS

NOTICE OF HEARING IN CONNECTION WITH PROPOSED AMENDMENT

Pursuant to the authority vested in the Secretary of the Interior by section 32 of the act of February 25, 1920 (41 Stat. 450, 30 U. S. C. sec. 189), a hearing

will be held by C. Girard Davidson, Assistant Secretary of the Interior on August 31, 1948, at 10:00 a. m., at Little Theatre, Student Union Building, Idaho Southern University, Pocatello, Idaho, with respect to the proposed amendment of the phosphate leasing regulations and lease form.

The amendments are necessary because of several important changes in the act of February 25, 1920, *supra*, effected by the act of June 3, 1948 (Public Law 576, 80th Cong.). Tentative draft of proposed regulations appears below.

The hearing will be open to the attendance of all interested parties. Those desiring to be heard in person at such hearing should file notice thereof in the office of the Bureau of Land Management, Federal Building, Boise, Idaho, or Swan Island Station, Portland 18, Oregon, not later than August 30, 1948. Written statements may be filed at the same offices by any parties so desiring on or prior to August 30, or with the Assistant Secretary of the Interior, at the hearing.

Following the hearing the Secretary of the Interior, will, upon consideration of the complete record, prescribe appropriate regulations and lease form which will be duly published in the FEDERAL REGISTER.

Copies of the proposed regulations may be obtained from the Bureau of Land Management, Washington, D. C., or any of the following of its field offices: 238 Federal Building, Salt Lake City, Utah; Swan Island Station, Portland 18, Oregon; 326 Stapleton Building, Billings, Montana; and Federal Building, Boise, Idaho.

J. A. KRUG,
Secretary of the Interior.

AUGUST 4, 1948.

This part is hereby completely revised as follows:

PART 196—PHOSPHATE LEASES AND USE PERMITS

PHOSPHATE LEASES

Sec.	
196.1	Statutory authority.
196.2	Size of leasehold and limitation of acreage holdings.
196.3	Qualifications of applicants.
196.4	Minimum expenditure and lease bond.
196.5	Minimum production.
196.6	Lessee's petition for change in minimum production.
196.7	Application for lease.
196.8	Offer of lands or deposits for lease.
196.9	Notice of lease offer.
196.10	Requirements of successful bidder.
196.11	Right to reject bids.
196.12	Action by successful bidder.
196.13	Assignments of leases; subleases.
196.14	Readjustment of terms and conditions at end of twenty-year period.
196.15	Relinquishment of lease.
196.16	Cancellation of lease.
196.17	Use of silica, limestone and related minerals.
196.18	Use permits.
196.19	Claims initiated prior to February 25, 1920.

AUTHORITY: §§ 196.1 to 196.19, inclusive, issued under sec. 32, 41 Stat. 450; 30 U. S. C. 189.

PHOSPHATE LEASES

§ 196.1 *Statutory authority.* Sections 9 to 12, inclusive, of the act approved February 25, 1920 (41 Stat. 440, 441; 30 U. S. C. 211-214), as amended, authorizes the Secretary of the Interior to lease lands belonging to the United States containing deposits of phosphates and associated or related minerals, hereafter called "leased deposits." Invitations to bid for such leases will be made in accordance with the procedure hereinafter set forth. Leases will be issued on Form 4-1110 for periods of twenty years and so long thereafter as the lessee complies with the terms and conditions of the lease and upon the further condition that at the end of each 20-year period such reasonable adjustment may be made of the terms and conditions thereof as may be prescribed by law at the expiration of such periods.

§ 192.2 *Size of leasehold and limitation of acreage holdings.* Leases may embrace not exceeding 2,560 acres reasonably compact in form. Each lease shall describe the lands involved by legal subdivisions of the public land surveys. No person, association or corporation,

may hold at any one time more than 5,120 acres in any one State, or more than 10,240 acres in the United States, whether directly through the ownership of phosphate leases or interest in such leases, or indirectly as a member of an association or associations or as a stockholder of a corporation, or corporations, holding such leases or interests therein or both.

§ 196.3 *Qualifications of applicants.* Leases may be issued to (a) citizens of the United States, (b) associations of citizens, and (c) corporations organized under the laws of the United States or of any State or Territory thereof.

§ 196.4 *Minimum expenditure and lease bond.* (a) An actual bona fide expenditure for prospecting, where necessary, and mine operations, development, or improvement purposes of the amount determined by the Secretary of the Interior will be a condition in each lease as the minimum basis on which it will be granted, with the requirement that not less than one-third of such expenditure shall be made during the first year, and a like amount each year for the two succeeding years, the expenditure during any one year over such proportionate amount for that year to be credited on the expenditure required for the ensuing year or years.

(b) A bond, in such sum as may be fixed in the notice of lease offer, but in no event less than \$5,000, executed by the lessee with approved corporate surety on Form 4-1113 or the lessee's personal bond on Form 4-1114 conditioned upon compliance with the expenditure requirement and the other terms of the lease will be required. Personal bonds must be accompanied by a deposit of negotiable Federal securities in a sum equal at their par value to the amount of the bond.

§ 196.5 *Minimum production.* Each lease will contain appropriate conditions fixing a minimum annual production of the leased deposits beginning with the fourth year from date thereof or payment of a minimum royalty in lieu thereof, except when production is interrupted by strikes, the elements or casualties not attributable to the lessee.

§ 196.6 *Lessee's petition for change in minimum production.* At any time prior to the beginning of the third lease year, the lessee may request that the Secretary reduce the amount of the minimum production specified in the lease upon the basis of the showing submitted by the lessee. The petition must be filed with the office from which his lease was delivered. It should give (a) his estimate of tonnage of mineable phosphate rock and associated or related minerals in the leased land, (b) all available information as to the grade thereof, (c) his plan of operation for the property and any adjacent property to be worked therewith, (d) the method or methods which he intends to use in mining and processing of the phosphate rock and associated or related minerals, (e) the estimated rate of its extraction and (f) possible absorption in the markets. Within six months after receipt of this information the Secretary after considering what would be

a reasonable period within which to mine the leased deposits taking into account, where material, the lessee's mining operations on adjacent phosphate land owned or controlled by him, will determine whether the minimum production requirement in the least shall be changed to a lesser figure than the amount then provided.

§ 196.7 *Application for lease.* Application for lease must be filed in the proper district land office or, for lands or deposits in States in which there is no district land office, in the Bureau of Land Management, Washington 25, D. C. No specific form is required and no blanks will be furnished, but the application should cover the following points:

(a) Applicant's name and address.
(b) A statement of his interests, direct or indirect, whether as a member of an association or stockholder in a corporation, or otherwise, in other phosphate leases or applications therefor on public lands, identifying the same by land office and serial number together with the total amount of acreage so held both in the State in which the lease is desired and in the United States, and a statement that such holdings under said act within the State in which the land is situated; together with the lands applied for, do not exceed in the aggregate 5,120 acres and a like statement with respect to the maximum allowable area of 10,240 acres in the United States.

(c) Proof of citizenship; in the case of an individual, by a statement as to whether native-born or naturalized and, if naturalized, date of naturalization, court in which naturalized, and number of certificate, if known; if a woman whether she is married or single, and if married, the date of her marriage and citizenship of her husband. Associations are required to file a certified copy of their articles of association and the same showing as to the citizenship and holdings of their members as required of an individual and specified herein. Corporations are required to file a certified copy of their articles of incorporation and a showing as to residence and citizenship of the stockholders; if 20 percent or more of the stock of any class is owned or controlled by any one stockholder, a separate showing of his citizenship and holdings. In case any of the stock of the corporation is held by aliens, a showing is required giving, to the extent reasonably ascertainable, the name, the country to which each owes allegiance and the amount of stock held by each.

(d) Description of the land for which lease is desired, by legal subdivisions or, if unsurveyed, by metes and bounds, connected with a corner of the public survey by course and distance, and where possible description of the land by the approximate subdivisions of the future survey.

(e) Description of the phosphate and associated or related mineral deposits in the land based upon such actual examination as can be effected without injury to the land or deposits, giving nature and extent of the deposits; the proposed method of mining and reduction of same; the proposed investment in mining

operations thereon and reduction facilities therefor.

(f) The application must be signed by the applicant or his attorney-in-fact, and if executed by an attorney-in-fact be accompanied by the power of attorney and the applicant's own statement as to his citizenship and acreage holdings.¹ Applications on behalf of a corporation must be accompanied by proof of the signing officer's authority to execute the instrument and must have the corporate seal affixed thereto.

§ 196.8 Offer of lands or deposits for lease by competitive bidding. If the lands or deposits are found to constitute an acceptable leasing unit and subject to phosphate lease by the Secretary of the Interior, the offer of lease will be made on the terms and conditions to be specified in the notice of sale to the qualified person who offers the highest bonus by competitive bids either at public auction, or by sealed bids as provided in the notice of sale. If it be found that the area does not constitute an acceptable leasing unit, the applicant will be so informed.

§ 196.9 Notice of lease offer. Notice of the offer of the lands or deposits for the lease will be given by publication once a week for five consecutive weeks, or for such other period as may be deemed advisable, in a newspaper of general circulation in the county in which the lands or deposits are situated, or in such other publications as the Director, Bureau of Land Management, may authorize. The notice will be published at the expense of the Government. A copy of the notice will be posted in the proper land office during the period of publication. The notice of publication shall state the place where and the date and hour on which bids will be received, and whether the sale will be at public auction or be sealed bids, and shall describe the land, the rental and rate of royalty to be charged, the minimum investment and the minimum production required. The notice shall also state that such minimum production will not be reduced or waived at lessee's request except as provided in §§ 196.5 and 196.6, or when operations are interrupted by strikes, the elements or casualties not attributable to the lessee or upon satisfactory showing that market conditions are such that the lessee cannot operate except at a loss. The notice may also provide for considering bids not only on the basis of the cash bonus offered but also as to the program of each bidder with respect to the utilization of the deposits.

All bidders at any public sale of leases are warned against committing any act by intimidation, combination, or unfair management, to hinder or prevent bidding thereat, in violation of section 59 of the Criminal Code of the United States, approved March 4, 1909 (35 Stat. 1099; 18 U. S. C. 113).

¹ 18 U. S. C. section 80 makes it a crime for any person knowingly or wilfully to submit or cause to be submitted to any agency of the United States any false or fraudulent statement as to any matter within its jurisdiction.

§ 196.10 Requirements of successful bidder. The successful bidder at a sale by public auction must deposit with the manager of the district land office or other officer conducting the sale on the day of sale, and each bidder, if the sale is by sealed bids, must submit with his bid the following: Certified check, money order, or cash, for one-fifth of the amount bid by him; evidence of qualifications as prescribed in § 196.7 (b), (c) and (f), if a current showing in that regard has not been filed.

§ 196.11 Right to reject bids. The right is reserved by the Secretary of the Interior to reject any and all bids; and should a bid be rejected, the deposit made by the bidder will be returned.

§ 196.12 Action by successful bidder. If the land is surveyed, the successful bidder will be allowed 30 days from date of auction or where sealed bids are submitted, 30 days from receipt of notice that his bid has been accepted within which (a) to file in the proper land office a lease, duly executed by him, in quintuplicate, on Form 4-1110 and the bond required by § 196.4 (b); and (b) to pay the remainder of the bonus bid by him and the annual rental for the first year of the lease. The lease will be dated as of the first day of the month following its issuance unless the successful bidder requests that it be dated as of the first day of the month of issuance. If the land is unsurveyed, the successful bidder will not be required to comply with the requirements specified in this section until the land has been surveyed and the plat of such survey accepted and officially filed. The survey will be made at the expense of the Government. If the bidder fails to comply after due service of notice, that portion of his deposit representing the minimum required to be deposited with the bid shall be held as liquidated damages and disposed of as other receipts under the Mineral Leasing Act.

§ 196.13 Assignments of leases; subleases. Leases may be assigned or subleased in whole or in part to any person or corporation qualified to hold such leases. All instruments of transfer of a lease or of an interest therein including assignments of record title, subleases, operating agreements and working or royalty interests, must be filed for approval within 90 days from the date of final execution and must contain evidence of the qualifications of the assignee or transferee, consisting of the same showing required of a lease applicant by § 196.7 (b), (c) and (f). If the instruments fail to describe the true consideration therefor, a statement must be submitted showing the consideration in full. The statement will be treated as confidential and not for public inspection. If a bond is necessary it must be furnished. Assignments of record title interests including operating agreements must be filed in triplicate. A single executed copy of all other instruments of transfer is sufficient. An assignment of such leases shall take effect the first day of the month following its final approval by the Director, Bureau of Land Management, or if the assignee

requests, the first day of the month of the approval.

The assignor or sublessor and his surety will continue to be responsible for the performance of any obligation under the lease until the effective date of the assignment or sublease. If the assignment or sublease is not approved, their obligations to the United States shall continue as though no such assignment or sublease had been filed for approval. After approval the assignee or sublessee and his surety will be responsible for the performance of all lease obligations notwithstanding any terms in the assignment or sublease to the contrary.

The lease account must be in good standing before approval of an assignment will be given.

§ 196.14 Readjustment of terms and conditions at end of twenty-year period. The terms and conditions of a lease may be readjusted at the end of each twenty-year period succeeding the date of the lease. Prior to the expiration of that period, the lessee will be called upon to file his consent to such readjustment of terms as may be made or notified that no readjustment is to be made.

§ 196.15 Relinquishment of lease. Upon payment of all rentals, royalties and other debts due and payable to the lessor, and upon payment of all wages or moneys due and payable to the workmen employed by the lessee, the lessee may surrender the entire lease at any time during the first three years of the lease. The lessee may during the first three years of the lease, upon a satisfactory showing that the public interest will not be impaired, surrender any legal subdivision or subdivisions of the area included within the lease. In no case will such lease be so terminated in whole or in part until and unless the lessee shall have made provision for the preservation of any mines or productive works or permanent improvements on the lands covered thereby. The surrender of all or part of a lease after the third year may be in the discretion of the Secretary and only if the conditions specified in this section have been satisfied. A surrender must be by a relinquishment filed, in triplicate, in the proper land office. A relinquishment upon its approval shall take effect as of the date it is filed.

§ 196.16 Cancellation of lease. If the lessee shall fail to comply with the provisions of the act, or of the general regulations promulgated and in force at the date of the lease, or at the effective date of any readjustment of the terms and conditions thereof under § 196.14, or make default in the performance or observance of any of the terms, covenants, and stipulations of the lease and such default shall continue for 90 days after service of written notice thereof by the lessor, then the lessor may institute appropriate proceedings in a court of competent jurisdiction for the forfeiture and cancellation of the lease as provided in section 31 of the act. A waiver of any particular cause of forfeiture shall not prevent the cancellation and forfeiture of the lease for any other cause of forfeiture, or for the same cause occurring at any other time.

§ 196.17 *Use of silica, limestone or other rock.* Any lease to develop and extract phosphates, phosphate rock, and associated or related minerals under the provisions of this act shall provide that the lessee may use so much of any deposit of silica or limestone or other rock situated on any public lands embraced in the lease as may be utilized in the processing or refining of the leased deposits or deposits from other lands upon payments of such royalty as may be determined by the Secretary of the Interior, which royalty may be stated in the lease when issued, or, may be provided for by an attachment to the lease to be duly executed by the lessor and the lessee.

§ 196.18 *Use permits for additional lands.* (a) A lessee may be granted a right to use the surface of not exceeding 80 acres of unappropriated and unentered public land not included within the boundaries of a national forest as may be necessary for the proper prospecting for or development, extraction, treatment, or removal of the leased deposits. The annual charge for the use of such land will be \$10.00 per acre or fraction thereof.

(b) Applications for permits for such additional land shall be filed in the office specified in § 196.7. Such applications must set forth the specific reasons why the additional land is necessary to the lessee for the use named, describe the land desired in accordance with § 196.7 (d), and also set forth the reasons why the land is desirable and adapted to the uses named, either in point of location, topography, or otherwise, and that it is unoccupied and unappropriated. The application must also contain an agreement to pay the annual charge prescribed in the permit. Use permits will be issued on Form 4-1111 dated as of the first day of the month after its issuance unless the lessee requests that it be dated the first day of the month of issuance.

§ 196.19 *Claims initiated prior to February 25, 1920.* Section 37 of the act of February 25, 1920 (41 Stat. 451; 30 U. S. C. 193), provides that thereafter the deposits of phosphate described in

the act may be disposed of only in the manner provided by the act, "except as to valid claims existent at date of passage of this act, and thereafter maintained in compliance with the laws under which initiated, which claims may be perfected under said laws, including discovery." Those claims initiated under the preexisting law may go to patent which, at the date of the act, were valid mining locations, duly made and maintained as such on lands subject to such location at the date initiated.

[F. R. Doc. 48-7146; Filed, Aug. 6, 1948; 8:47 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR, Parts 40, 41, 42, 61]

SCHEDULED, DOMESTIC, OVERSEAS, AND FOREIGN CERTIFICATED AND NONCERTIFICATED CARGO CARRIERS

TEMPORARY AUTHORIZATION TO OPERATE UNDER PART 42 OF CIVIL AIR REGULATIONS

AUGUST 3, 1948.

Pursuant to authority delegated by the Civil Aeronautics Board to the Safety Regulation Bureau, notice is hereby given that the Bureau will propose to the Board a Special Civil Air Regulation as hereinafter set forth.

Interested persons may participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should be submitted to the Civil Aeronautics Board, attention Safety Regulation Bureau, Washington 25, D. C. All communications received within 15 days after the date of this publication will be considered by the Board before taking further action on the proposed rule.

The present provisions of the Civil Air Regulations require all scheduled air carriers to obtain air carrier operating certificates under the provisions of Parts 40 and 61 or Part 41 of the Civil Air Regulations and to conduct their operations in accordance with the applicable rules governing scheduled air carrier operations. Special Civil Air Regulation Serial Number SR-317-A permits scheduled

noncertificated cargo carriers to conduct their operations in accordance with the provisions of Part 42 of the Civil Air Regulations. Present regulations require nonscheduled air carriers to operate under the provisions of Part 42 of the Civil Air Regulations.

This proposed Special Civil Air Regulation will permit all air carriers which have been authorized by the Board, pursuant to Title IV of the act, to engage in scheduled interstate, overseas, or foreign air transportation of property to conduct cargo-only operations under the provisions of Part 42 of the Civil Air Regulations. This proposal will avoid any economic discrimination between certificated and noncertificated cargo carriers which may result from the difference in requirements between Parts 40 and 61, 41, and 42, until such time as the Board may act on the noncertificated cargo carriers applications for certificates of public convenience and necessity, or until such time as cargo only certification and operation rules are promulgated by the Board.

It is proposed to amend the Civil Air Regulations as follows:

1. By rescinding Special Civil Air Regulations Serial Numbers SR-317 and SR-317-A.

2. By adopting the following Special Civil Air Regulation:

Any air carrier authorized to engage in scheduled air transportation of cargo may conduct such transportation under the air carrier certification and operation rules prescribed in Part 42 of the Civil Air Regulations.

This regulation shall terminate August 1, 1949, unless sooner terminated or rescinded by the Board.

These amendments are proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended.

(Secs. 205 (a), 601-610, 52 Stat. 984, 1007-1012; 49 U. S. C. 425 (a), 551-560)

By the Safety Regulation Bureau.

[SEAL]

ROBERT L. FROMAN,
Acting Director.

[F. R. Doc. 48-7147; Filed, Aug. 6, 1948; 8:48 a. m.]

NOTICES

NATIONAL MILITARY ESTABLISHMENT

Secretary of Defense

NATIONAL INDUSTRIAL RESERVE OF GOVERNMENT-OWNED PROPERTY

DELEGATION OF AUTHORITY

Pursuant to the authority vested in the Secretary of Defense by the National Security Act of 1947 (61 Stat. 495), there are hereby delegated to the Munitions Board the functions, powers, duties and responsibilities of the Secretary of Defense under Public Law 883, 80th Congress, approved July 2, 1948.

JAMES FORRESTAL,
Secretary of Defense.

JULY 3, 1948.

[F. R. Doc. 48-7134; Filed, Aug. 6, 1948; 8:50 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

NEW MEXICO

NOTICE FOR FILING OBJECTIONS TO P. L. O. 509¹ WITHDRAWING PUBLIC LANDS FOR USE OF DEPARTMENT OF THE ARMY FOR EXPANSION OF WATER SUPPLY AT ALAMOGORDO AIR FIELD

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior,

¹ See Title 43, Chapter I, Appendix, *supra*.

Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

C. GIRARD DAVIDSON,
Acting Secretary of the Interior.

JULY 30, 1948.

[F. R. Doc. 48-7141; Filed, Aug. 6, 1948; 8:46 a. m.]

Geological Survey

GUNNISON RIVER, COLORADO

POWER SITE CLASSIFICATION NO. 392

Pursuant to authority vested in me by the act of March 3, 1879 (20 Stat. 394; 43 U. S. C. 31), and by Departmental Order No. 2333 of June 10, 1947 (43 CFR 4.623; 12 F. R. 4025), the following described land is hereby classified as power sites insofar as title thereto remains in the United States and subject to valid existing rights; and this classification shall have full force and effect under the provisions of section 24 of the act of June 10, 1920, as amended by sec. 211 of the act of August 26, 1935 (16 U. S. C. 818):

UTE PRINCIPAL MERIDIAN

- T. 1 S., R. 1 W.,
Sec. 36, lots 10, 11, and 13, SW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 2 S., R. 1 W.,
Sec. 1, lot 1.
T. 2 S., R. 1 E.,
Sec. 1, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 2, SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 3, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 5, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 6, lots 4, 5, 6, and 7, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9, NW $\frac{1}{4}$ NE $\frac{1}{4}$, and SW $\frac{1}{4}$;
Sec. 10, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 13, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 14, lot 3;
Sec. 15, lot 3;
Sec. 16, lots 1, and 2, N $\frac{1}{2}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 23, lots 3, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 24, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 25, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 26, lot 1, NE $\frac{1}{4}$ NE $\frac{1}{4}$, fractional NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 27, lots 1, 2, 3, and 4;
Sec. 35, lots 1, and 2;
Sec. 36, SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 2 S., R. 2 E.,
Sec. 18, lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 19, lots 3, and 4, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 30, lot 1, NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$.
T. 3 S., R. 2 E.,
Sec. 19, lots 5, 12, and 13;
Sec. 28, lot 13;
Sec. 29, lots 9, 10, 11, 14, 15, 16, 17, and 18;
Sec. 30, lots 2, 3, 4, and 5;
Sec. 32, lots 1, and 2;
Sec. 33, lots 3, 4, 6, 7, and 8;
Sec. 34, SW $\frac{1}{4}$.
T. 4 S., R. 3 E.,
Sec. 19, lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 29, lots 1, 2, and 3;
Sec. 30, lots 14, 15, 17, 18, and 19;
Sec. 31, lots 8, and 9;
Sec. 32, lots 8, 13, 14, and 15;
Sec. 33, lots 13, and 15.

SIXTH PRINCIPAL MERIDIAN, COLORADO

- T. 15 S., R. 97 W.,
Sec. 7, lots 2, 4, and 5.
T. 14 S., R. 98 W.,
Sec. 6, lot 4;
Sec. 7, lots 1, and 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, lot 5;
Sec. 15, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 16, lots 2, and 4, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 17, lots 2, 4, 5, 6, 7, 12, 13, 14, 15, 16, 17, and 18, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;

- Sec. 18, lots 1, 2, 3, 7, and 8;
Sec. 19, lots 1, 8, and 9;
Sec. 20, W $\frac{1}{2}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 21, lot 7, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 22, lots 1, 2, 3, 10, 11, 13, and 14, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 23, SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 26, lots 3, 4, 5, and 6, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 27, E $\frac{1}{2}$ NW $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, lots 2, 3, and 5;
Sec. 35, lots 2, 6, 7, and 8, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 12 S., R. 99 W.,
Sec. 19, lots 2, 3, 5, and 6;
Sec. 28, SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 29, lot 4, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 30, lots 1, 2, and 4, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 31, NE $\frac{1}{4}$;
Sec. 32, NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 33, NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 13 S., R. 99 W.,
Sec. 4, lots 1, and 2, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 5, lots 1, and 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 10, lot 5, W $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 14, W $\frac{1}{2}$ NW $\frac{1}{4}$;
Sec. 15, lots 1, and 4, S $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 16, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 21, E $\frac{1}{2}$;
Sec. 22, lots 2, 3, 4, 5, 6, 7, 8, and 9, E $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 26, lots 5, 6, and 7, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 27, lots 1, 2, 3, 4, 5, 6, and 7, E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 34, N $\frac{1}{2}$ NE $\frac{1}{4}$, and SE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 35, lots 1, 2, 3, 4, and 5, W $\frac{1}{2}$ NW $\frac{1}{4}$, and W $\frac{1}{2}$ SW $\frac{1}{4}$.
T. 14 S., R. 99 W.,
Sec. 1, lots 7, 8, 9, and 10;
Sec. 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 12, lots 1, 2, and 3.
T. 12 S., R. 100 W.,
Sec. 13, lot 3, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 14, lot 3, S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
Sec. 15, NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 22, NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 10, lot 1;
Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 24, lots 1, 2, and 3, NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$.

The area described aggregates 14,174.82 acres.

JULIAN D. SEARS,
Acting Director.

JULY 29, 1948.

[F. R. Doc. 48-7143; Filed, Aug. 6, 1948; 8:47 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 1666]

AMERICAN OVERSEAS AIRLINES, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of American Overseas Airlines, Inc., in its transatlantic operations.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 406 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to

be held on August 13, 1948, at 10:00 a. m. (eastern daylight saving time), in Room 1011, Temporary Building No. 5, south of Constitution Avenue between 16th and 17th Streets, N. W., Washington, D. C., before Examiner R. Vernon Radcliffe.

Dated at Washington, D. C., August 3, 1948.

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-7150; Filed, Aug. 6, 1948; 8:52 a. m.]

[Docket No. 1706]

PAN AMERICAN AIRWAYS, INC.

NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Pan American Airways, Inc., in its transatlantic operations.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 406 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on August 13, 1948, at 10:30 a. m. (eastern daylight saving time), in Room 1011, Temporary Building No. 5, south of Constitution Avenue between 16th and 17th Streets NW., Washington, D. C., before Examiner R. Vernon Radcliffe.

Dated at Washington, D. C., August 3, 1948.

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN,
Secretary.

[F. R. Doc. 48-7151; Filed, Aug. 6, 1948; 8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-817]

NEW YORK STATE NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

Upon consideration of the supplemental application filed May 5, 1948, as supplemented June 16, 1948, by New York State Natural Gas Corporation (Applicant), a New York corporation with its principal place of business at New York, New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, a portion of which are in substitution for certain facilities authorized in this docket on July 3, 1947, as fully described in such application, as supplemented, on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by

the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the supplemental application, including publication in the FEDERAL REGISTER on June 2, 1948 (13 F. R. 2959).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on August 19, 1948, at 9:30 a. m. (e. d. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such supplemental application, as supplemented: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: August 3, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-7145; Filed, Aug. 6, 1948;
8:47 a. m.]

[Docket No. G-1059]

COLORADO INTERSTATE GAS CO.

ORDER FIXING DATE OF HEARING

Upon consideration of the application filed June 15, 1948, as supplemented on July 15, 1948, by Colorado Interstate Gas Company (Applicant), a Delaware corporation having its principal place of business at Colorado Springs, Colorado, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities, subject to the jurisdiction of the Commission, as more fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on July 8, 1948 (13 F. R. 3797).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the

Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on August 18, 1948, at 9:30 a. m. (e. d. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application; *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: August 3, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 48-7144; Filed, Aug. 6, 1948;
8:47 a. m.]

INTERSTATE COMMERCE COMMISSION

[S. O. 820]

UNLOADING OF COMMODITIES AT PEORIA, ILL.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of August A. D. 1948.

It appearing, that 11 cars of various articles at Peoria, Ill., are on hand on the Peoria and Pekin Union Railway Company, for an unreasonable length of time and that this delay in unloading such cars impedes their use; in the opinion of the Commission an emergency exists requiring immediate action. *It is ordered*, That:

(a) *Commodities at Peoria, Ill., be unloaded.* The Peoria and Pekin Union Railway Company, its agents or employees, shall unload immediately the following cars now on hand at Peoria, Ill., consigned to or for Commercial Solvents Company:

Car initial and No.	Contents
CRI&P 80451	Steel.
PRR 277002	Boilers.
CRI&P 1288	Steel.
B&O 255159	Do.
SOU 51094	Tanks.
PRR 95503	Brick.
NYC 707259	Construction material.
NYC 499308	Tanks.
NYC 634626	Steel.
NYC 711571	Boilers.
PRR 474789	Electrical machinery.

(b) *Demurrage.* No common carrier by railroad subject to the Interstate Commerce Act shall charge or demand or collect or receive any demurrage or storage charges, for the detention under load of any car specified in paragraph (a) of this order, for the detention period commencing at 7:00 a. m., August 5, 1948, and continuing until the actual unloading of said car or cars is completed.

(c) *Provisions suspended.* The operation of any or all rules, regulations, or practices, insofar as they conflict with the provisions of this order, is hereby suspended.

(d) *Notice and expiration.* Said carrier shall notify the Director, Bureau of

Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire.

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 48-7184; Filed, Aug. 6, 1948;
8:50 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1853]

NATIONAL FUEL GAS CO. ET AL.

CORRECTING ORDER WITH RESPECT TO LEGAL FEE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of August 1948.

In the matter of National Fuel Gas Company, United Natural Gas Company, Iroquois Gas Corporation, File No. 70-1853.

The Commission having on July 15, 1948, issued its supplemental order pursuant to Rule U-50 (published as Holding Company Act Release No. 8354) with respect, inter alia, to the legal fees and expenses incurred by National Fuel Gas Company, United Natural Gas Company and Iroquois Gas Corporation in connection with the issuance and sale by National Fuel Gas Company of \$13,500,000 principal amount of — % Income Debentures, at competitive bidding, and certain related transactions; and

It appearing appropriate to correct a typographical error contained in said supplemental order:

It is hereby ordered, That said supplemental order, pursuant to Rule U-50, as contained in Holding Company Act Release No. 8354 be, and the same hereby is, corrected by changing the estimated legal fee of Gifford, Graham, McDonald & Illig, local counsel, from \$1,500 to \$2,500, and that jurisdiction be, and the same hereby is, released with respect to such corrected amount.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 48-7136; Filed, Aug. 6, 1948;
8:45 a. m.]

[File No. 70-1901]

GENERAL PUBLIC UTILITIES CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 3d day of August 1948.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by General Public Utilities Corporation ("GPU"), a registered holding company. Declarant has designated Section 12 (b) of the Act and Rule U-45 thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may not later than August 15, 1948, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 2d Street, N. W., Washington 25, D. C. At any time after August 15, 1948, said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the Act or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of the Commission for a statement of the transaction therein proposed which is summarized as follows:

GPU proposes to make a cash capital contribution to its wholly-owned utility subsidiary, Northern Pennsylvania Power Company, of \$230,000 and the funds thus contributed will be utilized by Northern Pennsylvania Power Company for construction purposes.

It is requested that the Commission's order permitting the declaration to become effective be issued on or before August 16, 1948.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 48-7135; Filed, Aug. 6, 1948;
8:45 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616, E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 11607]

THOMAS DEMBINSKY

In re: Mortgage participation certificate owned by Thomas Dembinsky, also known as Thomas D. Dembinsky. F-28-9529-D-1, F-28-9529-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Execu-

tive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Thomas Dembinsky, also known as Thomas D. Dembinsky, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All rights in and under one (1) mortgage participation certificate issued by Watchung Title and Mortgage Guaranty Co., 493 Bloomfield Avenue, Montclair, New Jersey, of \$950.00 face value, bearing the number 15583-5, registered in the name of Thomas Dembinsky, including particularly, but not limited to, the proceeds of liquidation of said mortgage participation certificate presently on deposit with the Bank of Montclair, 493 Bloomfield Avenue, Montclair, New Jersey, in a checking account, entitled Thomas Dembinsky and/or Bank of Montclair, Trustee, and any and all accruals thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 9, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7153; Filed, Aug. 6, 1948;
8:52 a. m.]

[Vesting Order 11611]

OTTO ENGLEMAN

In re: Stock owned by Otto Englemann. F-28-28943-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Otto Englemann, whose last known address is Germany, is a resident

of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Sixty (60) shares of \$5.00 par value capital stock of Warner Bros. Pictures, Inc., 321 West 44th Street, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered ACO-124979 and FO41470 for thirty (30) shares each, registered in the name of Otto Englemann, together with all declared and unpaid dividends, and all rights under any outstanding dividend checks thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 9, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7154; Filed, Aug. 6, 1948;
8:52 a. m.]

[Vesting Order 11651]

MARIE MAIER

In re: Estate of Marie Maier, deceased. File No. D-28-11606; E. T. sec. 15818.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Joseph Maier, Ferdinand Doll, Heike Doll, Maria Benz, Ludwig Hieber, Marie Eggensperger, Anton Hieber, Mathilde Wiedmann, Pauline Heiter, Alfons Maier, Viktor Maier, Wilhelmina Stadelmeyer, Josef Maier, Wilhelm Maier, Konrad Maier, Johann Maier, Anna Stegmaier, Maria Mitsch, Lina Maier, Rosa Waldeck, Josefina Sanzenbacher, Paul Maier, Eugen Maier, Josef Maier (son of Magdalena Pfuger, deceased), and Anna Braun, whose last known address is Germany, are residents

of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, and each of them in and to the estate of Marie Maier, deceased, is property payable or deliverable to, or claimed by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Anna Fleischer and Paul A. Gabriel, as executors, acting under the judicial supervision of the Surrogate's Court, Queens County, New York; and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7155; Filed, Aug. 6, 1948;
8:52 a. m.]

[Vesting Order 11654]

MARIA PLATHO

In re: Estate of Maria Platho, deceased. File No. D-28-5499; E. T. sec. 11899.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johann Heinrich Wolf, Eugen Wolf, Johann Heinrich Mehn, Marie Hofbauer, Suzanne Braumann, Albert Mehn, and Fritz Mehn, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country, (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraph 1 hereof, in and to the Estate of Maria Platho, deceased, is property payable or deliverable to or claimed by the aforesaid nationals of a designated enemy country, (Germany);

3. That such property is in the process of administration by Eugene L. Mulaney, as Executor, acting under the ju-

dicial supervision of the Surrogate's Court, New York County, New York;

and it is hereby determined:

4. That to the extent that the persons identified in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7156; Filed, Aug. 6, 1948;
8:52 a. m.]

[Vesting Order 11670]

ELSA RETHWISCH

In re: Bank accounts, stock, currency and coin and personal property owned by Elsa Rethwisch, also known as Else Rethwisch. F-28-28485-E-1, F-28-28485-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elsa Rethwisch, also known as Else Rethwisch, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Elsa Rethwisch, also known as Else Rethwisch, by Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, arising out of a Savings Account, account number 117,674, entitled Elsa Rethwisch, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Elsa Rethwisch, also known as Else Rethwisch, by The Franklin Savings Bank in the City of New York, 656 8th Avenue, New York, New York, arising out of a Savings Account, account number 454,490, entitled Elsa Rethwisch, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

c. Ten (10) shares of no par value capital stock of Standard Oil Company of

California, Standard Oil Bldg., 225 Bush Street, San Francisco 20, California, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered 134,787, presently in the custody of Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, in General Safe No. 3, together with all declared and unpaid dividends thereon,

d. Currency and coin as follows: One (1) \$10.00 gold certificate; one (1) United States \$10.00 gold piece; two (2) United States \$5.00 gold pieces; three hundred dollars (\$300.00) in United States currency; one thousand, six hundred ninety dollars (\$1,690.00) in United States currency; twenty one (21) pounds in British currency; one (1) ten shilling note in British currency; sixteen, five (5) pound notes in British currency.

said currency and coin presently in the custody of Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, in General Safe No. 3, and

e. Personal property as follows: One white metal ring with 2 white stones in blackstone; one white metal ring with one white stone and 2 green stones; one white metal ring with one white stone and 4 blue stones; one man's white metal watch with chain.

said personal property presently in the custody of Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, in General Safe No. 3,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 19, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7157; Filed, Aug. 6, 1948;
8:53 a. m.]

[Vesting Order 11690]

GUSTAV VENNER

In re: Estate of Gustav Venner, also known as Gustave Venner and Gustav Fenner, deceased. File No. D-28-12317; E. T. sec. 16527.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Hedwig Regling, Klara Fenner, Frieda Bork, and Grete Schmidt, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Gustav Venner, also known as Gustave Venner and Gustav Fenner, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by George Fenner, as Administrator, C. T. A., acting under the judicial supervision of the Surrogate's Court of New York County, New York; and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

Claimant	Claim No.	Property
Francois Pagis, 69 Rue de Rennes, Paris, France.	6931	{Property to the extent owned by claimants immediately prior to the vesting thereof, described in Vesting Order No. 500 A-1 (9 F. R. 7871 July 14, 1944) relating to the literary work "Manuale Theologiae Dogmaticae" (listed in Exhibit A of said vesting order), including royalties pertaining thereto in the amount of \$3,739.70.
Paul Berche, 69 Rue de Rennes, Paris, France.	6932	

Executed at Washington, D. C., on August 3, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7168; Filed, Aug. 6, 1948;
8:54 a. m.]

[Vesting order 11696]

ANNA ELBRECHT

In re: Stock, bond, debt and bank accounts owned by Anna Elbrecht. F-28-4114-A-1, F-28-4114-C-1, F-28-4114-E-1, F-28-4114-E-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anna Elbrecht, whose last known address is 17 Asternweg, Carlsruhe-Baden, Germany, U. S. Zone, is a resident of Germany and a national of a designated enemy country (Germany);

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7158; Filed, Aug. 6, 1948;
8:53 a. m.]

FRANCOIS PAGIS AND PAUL BERCHE

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

2. That the property described as follows:

a. Thirty-two (32) shares of common stock of Cities Service Company, 66 Wall Street, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered V. L. 169,226, dated July 27, 1929 and XL78,107, dated July 16, 1932 for 25 and 7 shares, respectively, and registered in the name of Anna Elbrecht, presently in the custody of Mrs. Gretchen Hirschberger, 34 Kingman Road, South Orange, New Jersey, together with all declared and unpaid dividends thereon, and any and all rights of exchange therefor.

b. One (1) Atlantic & Danville Railway Co., 1st Mortgage Gold Bond, of \$1,000. face value, bearing the number 32, and presently in the custody of Mrs. Gretchen Hirschberger, 34 Kingman Road, South Orange, New Jersey, together with any and all rights thereunder and thereto.

c. That certain debt or other obligation owing to Anna Elbrecht by Joseph Hirschberger, 34 Kingman Road, South

Orange, New Jersey, in the amount of \$2585., as of February 21, 1948, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same.

d. That certain debt or other obligation of Savings Investment & Trust Company, South Orange, New Jersey, arising out of a savings account, account number 27,831, entitled Anna Elbrecht and/or Gretchen R. Hirschberger, payable to either or the survivor, maintained at the South Orange Branch Office of the aforesaid company, located at South Orange, New Jersey, and any and all rights to demand, enforce and collect the same.

e. That certain debt or other obligation of Fidelity Union Trust Company, Newark, New Jersey, arising out of a savings account, account number 142814, entitled Anna Elbrecht or Gretchen R. Hirschberger, maintained at the Newark, New Jersey, Branch Office of the aforesaid company, located at Newark, New Jersey, and any and all rights to demand, enforce and collect the same, and

f. That certain debt or other obligation of Fidelity Union Trust Co., Newark, New Jersey, arising out of a savings account, account number 156497, entitled Gretchen R. Hirschberger, maintained at the Newark, New Jersey, Branch Office of the aforesaid company, located at Newark, New Jersey, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Elbrecht, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 22, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7159; Filed, Aug. 6, 1948;
8:53 a. m.]

[Vesting Order 11737]

SUMYOSHI ARIMA

In re: Bank account owned by Sumyoshi Arima, also known as Sumiyoshi Arima, and Tamaki F. Arima. F-39-17172-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Sumyoshi Arima, also known as Sumiyoshi Arima, and Tamaki F. Arima, each of whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Sumyoshi Arima, also known as Sumiyoshi Arima, and Tamaki F. Arima, by The United States National Bank of Portland, Portland 8, Oregon, arising out of a savings account, account Number 246490, entitled Sumyoshi or Tamaki F. Arima, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

Claimant	Claim No.	Property
Frantisek Kozik, Praha XII, Stalinova 12, Czechoslovakia.	11324	Property to the extent owned by claimant immediately prior to the vesting thereof described in Vesting Order No. 4034 (9 F. R. 13781, November 17, 1944) relating to the literary work "The Great Debureau" (listed in Exhibit A of said vesting order) including royalties pertaining thereto in the amount of \$155.60.

Executed at Washington, D. C., on August 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7169; Filed, Aug. 6, 1948; 8:54 a. m.]

[Vesting Order 11738]

HEINRICH F. BODE

In re: Debt owing to Heinrich F. Bode. F-28-23768-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Heinrich F. Bode, whose last known address is Postfach 6, (British Zone), Hamburg-Rahlstedt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7160; Filed, Aug. 6, 1948; 8:53 a. m.]

FRANTISEK KOZIK

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

2. That the property described as follows: That certain debt or other obligation owing to Heinrich F. Bode, by W. C. Cox & Company, 208 S. LaSalle Street, Chicago 4, Illinois, in the amount of \$736.18 as of June 19, 1948, together with any and all accruals thereto, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate

consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7161; Filed, Aug. 6, 1948; 8:53 a. m.]

[Vesting Order 11739]

JOHANNA BUESING

In re: Bank account owned by Johanna Buesing. F-28-28309-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johanna Buesing, whose last known address is 52 Adolf Hitler Strasse, Bransche, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Buesing, by Emigrant Industrial Savings Bank, 51 Chambers Street, New York, New York, arising out of a savings account, account number 244,541, entitled Johanna Buesing, maintained at the branch office of the aforesaid bank located at 5 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7162; Filed, Aug. 6, 1948;
8:53 a. m.]

[Return Order 160]

MRS. NAKA SATO ET AL.

Having considered the claims set forth below and having issued a Determination allowing the claims which are incorporated by reference herein and filed herewith and Notice of Intention to Return having been published on July 2, 1948 (13 F. R. 3714).

It is ordered, That the claimed property, described below and in the Determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property
Mrs. Naka Sato, 1421-F Elm St., Honolulu 46, T. H.	9087	\$1,348.23
Seisho Shimabukuro, 1301 Gulick Ave., Honolulu 45, T. H.	9095	1,395.29
Kishino Shimada or Tsuneichi Shimada, P. O. Box 129, Kipapa No. 1, Wahiawa, Oahu, T. H.	9096	628.79
Katsujir Shirashi, 922-A Eu Lane, Honolulu, T. H.	9098	1,047.28
Riyo Sugiyama, 1143 Akolea Pl., Honolulu, T. H.	9103	316.26
Chika Sunouchi, 697 South King St., Honolulu, T. H.	9104	57.30
Henry T. Suzuki, 1145 Akolea Pl., Honolulu, T. H.	9106	607.09
Norimatsu Takasawa, P. O. Box 33, Wahiawa, Oahu, T. H.	9109	501.52
Jinsuke Tanaka, Guardian of Hisako Dowling (formerly Hisako Tanaka), P. O. Box 25, Pearl City, Oahu, T. H.	9111	1,002.50
Yoshitaro Tanaka, 603 North School St., Honolulu 7, T. H.	9112	469.62
Haru Takenaka, 823 South Queen St., Honolulu, T. H.	9115	412.44
Ninoyo Tanaka, 603 North School St., Honolulu, T. H.	9117	376.58
Shigemi Tanaka or Yone Tanaka, 3348 Kaunaoa St., Honolulu, T. H.	9119	2,008.00
Teruko Tanaka or Shige Tanaka, 632 Winant St., Honolulu 35, T. H.	9120	605.45
Matasaburo Tokunaga or Tama Tokunaga, 2880-C Loi St., Honolulu, T. H.	9125	257.27
Shizue Toyota, Punaluu, Oahu, T. H.	9126	399.74
Shizuko Tsuda, 619 Libby St., Route No. 35, Honolulu, T. H.	9128	806.24
Sosuke Tsukada, 1026 Komole Lane, Honolulu, T. H.	9131	877.84
Yonezo Tsukano or Tome Tsukano, 1220 Lisbon St., Honolulu 53, T. H.	9132	801.20
Shichishiro Watanabe, 847 Manalo St., Honolulu, T. H.	9137	749.01
Waka Yamada, 507 McNeill St., Honolulu 35, T. H.	9140	2,125.55
S. Yamamoto, 2105 Beretania St., Honolulu, T. H.	9143	2,004.38
Mitoyo Yamana, 1603 Kamohali St., Honolulu, T. H.	9144	636.79
Yojiro Yamashina or R. Yamashina, 1438 J. Chung Hoon Lane, Honolulu, T. H.	9146	505.75
Saku Yasumura, 2267 South King St., Honolulu 36, T. H.	9148	2,428.82
Mrs. Sumio Yokoyama, 1931 10th Ave., c/o Setsumi Yokoyama, Honolulu, T. H.	9149	3,438.14
Mrs. Kisan Yukinaga, 736 Houston St., Honolulu 36, T. H.	9153	668.45

¹ Or Tomozo Sato, deceased.

² Or Wakamatsu Yamana, deceased.

Claimant	Claim No.	Property
Otobachi Akimoto, 1910-A Huina St., Honolulu, T. H.	9280	\$434.44
Takeshi Ansal, 3395 Hardesty St., Honolulu, T. H.	9281	831.51
Tsurue Arakawa, a/k/a Tsuruye Arakawa, 904-A Kaheka Lane, Honolulu, T. H.	9283	243.43
Toyokichi Enomoto and Haru Enomoto, P. O. Box 288, Waiapahu, Oahu, T. H.	9288	2,414.52
Hogo Fuchino, 127 Kaloko Lane, Honolulu 23, T. H.	9289	7,094.62
Oishi Fukuda or Kyochi Fukuda, 2834 Winam Ave., Honolulu, T. H.	9293	1,021.51
H. Hadano, 1810 Kalani St., Honolulu, T. H.	9295	3,261.70
Hisaji Hadano, 1810 Kalani St., Honolulu, T. H.	9296	730.88
Knichi Hamada or Yutaka Hamada, P. O. Box P, Waiapahu, Oahu, T. H.	9297	314.76
Yoshi Hamada, 1547 Nuuanu St., Honolulu, T. H.	9299	1,975.98
Nobu Hiroshige, Waiialua, Oahu, T. H.	9306	726.06
Koichi Iida, guardian of Mizuo Iida, 1920 Pauoa Rd., Honolulu, T. H.	9311	112.18
Shojiro Kanomata, 2814 Waiialae Ave., Honolulu, T. H.	9320	262.82
Shinichiro Koide, 437 Kaiwila St., Honolulu, T. H.	9323	557.42
Matso Matono, P. O. Box 193, Wahiawa, Oahu, T. H.	9329	1,111.28
Motojuro Murakami, 1725 Mott-Smith Dr., Honolulu 25, T. H.	9331	1,798.42
Hisano Nakabayashi (nee Hisano Kagawa), 2985 Koali Rd., Honolulu 36, T. H.	9332	952.57
Hideo Okada, P. O. Box 63, Aloa, Oahu, T. H.	9335	958.38
Daikichi Okubo or Masuno Okubo, 1255-D Aala Lane, Honolulu 18, T. H.	9336	1,080.81
Shinzo Osumi or Tamo Osumi, 2018 Pahukui St., Honolulu, T. H.	9337	1,025.43
Yoshitaro Sato, P. O. Box 157, Ewa, Oahu, T. H.	9341	1,009.55
Yoshitaro Sato and Sakao Sato, 821-D Lohua Ave., Pearl City, Oahu, T. H.	9342	1,222.59
Shigeru Saida, 750 10th Ave., Honolulu 32, T. H.	9343	322.41
Masuzo Toyama, 912-M Austin Lane, Honolulu, T. H.	9351	1,341.36
T. Yamamoto, 1733 Huli St., Honolulu, T. H.	9356	608.67
Jotetsu Yashiro, 1108 Peterson Lane, Honolulu, T. H.	9357	1,031.22
Chitose Kawamoto (nee Chitose Ikoda), 1286-A Nuuanu St., Honolulu, T. H.	11061	1,015.22
Mitsukichi Ikeda, 968-F Akepo Lane, Honolulu, T. H.	11062	1,925.60
Kama Inafuku, P. O. Box 12, Waiapahu, Oahu, T. H.	11063	698.43
Chikasada Inouye, 3244 Winam Ave., Honolulu, T. H.	11064	410.18
Masayuki Maeda, P. O. Box 33, Robinson No. 1, Wahiawa, Oahu, T. H.	11098	1,187.60
Katsutaro Makino, 925-A Coolidge St., Honolulu 36, T. H.	11100	1,034.35
Kura Maruyama, P. O. Box 910, Wahiawa, Oahu, T. H.	11101	1,024.08
Roku Murakami, guardian of Fusayo Murakami, 121 Christley Lane, Honolulu, T. H.	11105	707.66
Iwazo Nitta, P. O. Box M, Waiapahu, Oahu, T. H.	11107	817.52
Soyemon Nakauye, 663 Lana Lane, Honolulu 13, T. H.	11111	619.60
Asasuke Nakamura or Eichi Nakamura, 2704 Nakookoo St., Honolulu 36, T. H.	11116	647.95
Tamnosuke Okinaka, 1317 Konia St., Honolulu, T. H.	11121	2,629.53
Toyokichi Sakamoto, P. O. Box 782, Waiapahu, Oahu, T. H.	11127	711.12
Mon Sato, 1807 Homerule St., Honolulu, T. H.	11128	845.24
Chiyoosuke Shimizu or Asachi Ogasawa, 1738 Nalo St., Honolulu, T. H.	11130	2,566.27
Matsuno Fujinaka, 1377 Oili Rd., Honolulu, T. H.	11136	1,004.75
Toshiko Hanazawa (nee Toshiko Takaki) or Rin Takaki, 1021-C 7th Ave., Honolulu, T. H.	11141	544.24
Kiya Haruki, 1040 Pukham St., Honolulu, T. H.	11143	500.00
Haru Maeda, P. O. Box 33, Robinson #1, Wahiawa, Oahu, T. H.	11145	1,750.35
Kuramatsu Murata, 1608 McGrew Lane, Honolulu, T. H.	11147	1,163.80
Kazuto Murata, 1521 Wai Lane, Honolulu, T. H.	11148	1,277.79
Mrs. Roku Murakami, guardian of Phyllis Yukuyo Murakami (now married name Sokiya), 121 Christley Lane, Honolulu, T. H.	11149	688.06
Ginuomon Murakami or Roku Murakami, 121 Christley Lane, Honolulu, T. H.	11152	\$1,244.56
Mrs. Sona Matsumoto or Mrs. Masako Kodama, 2007 Pacific Heights Rd., Honolulu 23, T. H.	11153	261.81
Hisa Murakami or Iomon Murakami, Waikano, Kanohe, Oahu, T. H.	11161	1,363.90
Ito Nakamoto (nee Ito Murakami), Waianae, Oahu, T. H.	11163	543.27
Kaoru Oyama, 1684 Kalakaua Ave., Honolulu 19, T. H.	11164	2,881.81
Sakichi Shimono or Mrs. Kinuyo Shimono, 1112 Gulick Ave., Honolulu, T. H.	11166	6,937.99
Seisho Shiroma, 1212-E3 Richard Lane, Honolulu, T. H.	11168	949.56
Tomezo Sugahara or Toki Sugahara, Ewa Mill, Oahu, T. H.	11169	214.99
Kazuo Suzuki, 1555 Kaluwela Lane, Honolulu, T. H.	11170	1,168.47
Hisao Tamohiro, 523 Prospect St., Honolulu, T. H.	11173	2,856.36
Settsuko Tanabo (formerly Settsuko Tanaka), P. O. Box 117, Wahiawa, Oahu, T. H.	11175	306.59
Yoshiaki Tanaka or K. Tanaka, 1779 Malanai St., Honolulu, T. H.	11177	357.53
Shinzo Tatemichi, 2220-A North School St., Honolulu, T. H.	11180	606.15
Mrs. Tsuruko Tatemichi, New Mill Camp, Aloa, Oahu, T. H.	11181	640.65
Shima Toramoto, 2859-F East Manoa Rd., Honolulu 15, T. H.	11182	200.30
Kame Toruya, 1125 Printers Lane, Honolulu 33, T. H.	11183	611.05
Shichizo Uyemeri or Yachi Uyemeri, P. O. Box 62, Waiapahu, Oahu, T. H.	11190	1,282.34
Masami Watanabe Ewa, Oahu, T. H.	11192	393.89
Masami Watanabe or Mrs. Wasa Watanabe, Ewa, Oahu, T. H.	11193	1,169.14
Mrs. Wasa Watanabe, Ewa, Oahu, T. H.	11194	341.18
Mrs. Haru Yasumishi, c/o Waiialae Store, 4284 Waiialae Rd., Honolulu, T. H.	11195	408.46
Chiyo Yamanaga, 1572 Kalakaua Ave., Honolulu, T. H.	11197	1,636.67
Hama Yamazaki (formerly Hama Kobayashi), 630 Winant Street, Honolulu, T. H.	11198	291.60
Kumano Yamasaki, Box 264, Ewa, Oahu, T. H.	11199	1,348.45
Mutsuko Dantsuka, guardian of Hiroto Dantsuka, 1034 Kopko St., Honolulu, T. H.	11370	217.54
Mutsuko Dantsuka, guardian of Yoshio Dantsuka, 1034 Kopko St., Honolulu, T. H.	11371	232.11
Kiyoshi Endo, P. O. Box 63, Ewa, Oahu, T. H.	11374	1,005.08
Itaji Enomoto, Ewa, Oahu, T. H.	11376	822.57
Fuji Fujimoto, 989 South King St., Honolulu, T. H.	11377	4,728.62
Rika Hanaoka or Shizuko Kuniyoshi (nee Shizuko Hanaoka), 2084 Young St., Honolulu 27, T. H.	11389	202.80
Harue Ikebe, Kaneohe Post Office, Kaneohe, Oahu, T. H.	11394	311.40
Tsurukichi Kikuta, P. O. Box 304, Ewa, Oahu, T. H.	11400	445.65
Yukiko Kimura, 1325 Center St., Honolulu, T. H.	11401	1,507.04
Shizuko Mukaida (nee Shizuko Kohatsu), 1230-D University Ave., Honolulu, T. H.	11403	19.70
Kiyotsuchi Hiroe or Toshi Hiroe, Brodie #4 Camp, Hawaiian Pineapple Co., Ltd., Wahiawa, Oahu, T. H.	9305	2,524.55
Mrs. Hanayo Taniguchi or Saburo Taniguchi, 62 Funchal St., Honolulu, T. H.	9113	519.59

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on August 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7167; Filed, Aug. 6, 1948;
8:54 a. m.]

³ Or Mrs. Kino Murakami, deceased.

⁴ Or Toi Tanaka, deceased.
⁵ Or Taizo Tatemichi, deceased.
⁶ Or Golechi Toramoto, deceased.
⁷ Or Yochichi Toruya, deceased.

[Vesting Order 11742]

JOHANNA GEBERT

In re: Bank account owned by Johanna Gebert also known as Johanna Becker. F-28-28869-C-1, F-28-28869-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johanna Gebert also known as Johanna Becker whose last known address is Hansostr 14 Wuppertal-Eberfeld (22a) Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Gebert also known as Johanna Becker, by United States Trust Company of Paterson, New Jersey, 126 Market Street, Paterson, New Jersey, arising out of a savings account, account number 108632, entitled Johanna Becker, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7163; Filed, Aug. 6, 1948; 8:53 a. m.]

[Vesting Order 11747]

CHUGO KOITO AND SHIGERU KOITO

In re: Bank account owned by Chugo Koito and Shigeru Koito. F-39-3462-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Exec-

utive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Chugo Koito and Shigeru Koito, whose last known address is 70 Tani-Machi, Azabu-ku, Tokyo, Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation of Seattle-First National Bank, Seattle, Washington, arising out of a Savings Account, account number 21407, entitled Tadao Sunohara, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Chugo Koito and Shigeru Koito, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7164; Filed, Aug. 6, 1948; 8:53 a. m.]

[Vesting Order 11749]

MITSUWA MOTORS, LTD.

In re: Debt owing to The Mitsuwa Motors, Ltd. F-39-2043-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That The Mitsuwa Motors, Ltd., the last known address of which is 7 Tomeike-Cho Akasaka-Ku, Tokyo, Japan, is a limited corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The Mitsuwa Motors, Ltd., by Packard Motor, Export Corporation, 1861 Broadway, New York 23, New York, in the amount of \$1053.68, as of July 8, 1947, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on July 29, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 48-7165; Filed, Aug. 6, 1948; 8:54 a. m.]

[Vesting Order 11775]

LOUISE M. SAHR

In re: Estate of Louise M. Sahr, also known as Paula Lubold, deceased. File D-28-12363. E. T. sec. 16587.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rosa Schmidt Jauch, Alfred Reichedanz, and Gertrude R. Stephen, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Louise M. Sahr, also known as Paula Lubold, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the Zion's Savings Bank & Trust Company, as administrator, acting under the judicial supervision of the District Court, Probate Division, in and for Salt Lake County, Utah, Salt Lake City, Utah.

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as

nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 3, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 48-7166; Filed, Aug. 6, 1948;
8:54 a. m.]

